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TTO2 Rec'd PCT/PTO 22 AUG 2003

PATENT 216019-40



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicants: VINEY et al.

Serial No.: 10/009,062

Art Unit:

Filed: December 6, 2001

Examiner:

Title: Gene Expression Modulated in Gastrointestinal Inflammation

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. § 1.56, Applicants submit herewith the attached Information Disclosure Statement Form PTO/SB/08A in connection with the above-identified patent application along with a copy of each reference (4). The statement is not a representation that all of the information cited is necessarily effective as prior art against the application.

Applicants believe that no fee is necessary in connection with the filing of this paper.

Respectfully submitted,

Jeanette Quan

Registration No. 47,872

Date: August 19, 2003

**DIGITAL GENE TECHNOLOGIES** 

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

of

| Application Number   | 10/009,062       |   |
|----------------------|------------------|---|
| Filing Date          | December 6, 2001 | _ |
| First Named Inventor | VINEY, Joanne L. |   |
| Art Unit             |                  |   |
| Examiner Name        |                  |   |

Complete if Known

Attorney Docket Number 216019-40

|                       |                          |   | U. S. PATEN                    | T DOCUMENTS  |   |
|-----------------------|--------------------------|---|--------------------------------|--|---|
| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Document Number                         | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|                       |                          | Number-Kind Code <sup>2</sup> (# known) | 02 24 4000                     | YU et al.  |   |
|                       |                          | <sup>US-</sup> 5,733,748 A              | 03-31-1998                     |  | <u> </u>  |
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|                       |                          | US-                                     |                                |  |   |

|                       |                          | FORE  | IGN PATENT DOCU     | IMENTS   |   |    |
|-----------------------|--------------------------|---|---------------------|--|---|----|
| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Foreign Patent Document   | Publication<br>Date | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages | 6  |
|                       |                          | Country Code <sup>3</sup> "Number <sup>4</sup> "Kind Code <sup>5</sup> (if known) | MM-DD-YYYY          |  | Or Relevant Figures Appear                        | I, |
|                       |                          | WO 98/09985 A2  | 03-12-1998          | EISENBACK-   |   |    |
|                       |                          |   |                     | SCHWARTZ et al.                                    |   |    |
|                       |                          |   |                     |  |   |    |
|                       |                          |   |                     |  |   |    |
|                       |                          |   |                     |  |   |    |
|                       |                          |   |                     |  |   |    |

| Examiner<br>Signature | Date<br>Considered |  |
|-----------------------|--------------------|--|

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>6</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.